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PATENT  
Attorney Docket No. 05725.1286-00

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:	)	
	)	
Michel PHILIPPE et al.	)	Group Art Unit: 1615
	)	
Application No.: 10/821,914	)	Examiner: Jyothsna Venkat
	)	
Filed: April 12, 2004	)	
	)	
For: N- $\alpha$ - AND N- $\epsilon$ -LYSINE AND	)	Confirmation No.: 2416
ORNITHINE COMPOUNDS	)	
COMPRISING A THIOL	)	
FUNCTION AND COSMETIC USE	)	
THEREOF	)	

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**  
**UNDER 37 C.F.R. § 1.97(b)**

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), Applicants bring to the attention of the Examiner the documents on the attached listing. This Information Disclosure Statement is being filed before the mailing date of a first Office Action on the merits for the above-referenced application

The foreign patent documents listed in this Information Disclosure Statement were first cited in a communication from the Japanese Patent Office in a counterpart foreign application, and this Information Disclosure Statement is being filed within three months of the mailing date of that communication.

Copies of the listed foreign documents are attached. Copies of the U.S. Patent and publications are not enclosed.

Applicants respectfully request that the Examiner consider the listed documents and indicate that they were considered by making appropriate notations on the attached form.

With respect to the non-English language documents, Applicants submit the following remarks:

1. **JP-2000-509763**- This document is believed to be a foreign language counterpart to U.S. Patent No. 6,395,867 B1, listed on the enclosed form PTO/SB/08.
2. **JP-H08-217656**- The abstract of the disclosure of this document can be found in the English language abstract prepared by the Japanese Patent Office.
3. **JP-2002-293719**- The abstract of the disclosure of this document can be found in the English language abstract prepared by the Japanese Patent Office.
4. **JP-2003-40724**-The abstract of the disclosure of this document can be found in the English language abstract prepared by the Japanese Patent Office.
5. **JP 2002-509869**- This document is believed to be a foreign language counterpart to U.S. Patent No. 6,656,458 B1, listed on the enclosed form PTO/SB/08.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claim in the application and Applicants determine that the cited documents do not constitute "prior art" under United States law,

Applicants reserve the right to present to the office the relevant facts and law regarding the appropriate status of such documents.


Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

If there is any fee due in connection with the filing of this Statement, please charge the fee to Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.

Dated: October 12, 2006

By:   
Adriana L. Burgy  
Reg. No. 48,564

OCT 12 2006

IDS Form PTO/SB/08: Substitute for form 1449A/PTO

Complete if Known

# **INFORMATION DISCLOSURE STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

Sheet

1

of

1

Application Number

10/821,914

Filing Date

April 12, 2004

First Named Inventor

Michel PHILIPPE et al.

Art Unit

1615

Examiner Name

Jyothsna Venkat

Attorney Docket Number

05725.1286-00

## **U.S. PATENTS AND PUBLISHED U.S. PATENT APPLICATIONS**

Examiner Initials	Cite No. <sup>1</sup>	Document Number	Issue or Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code <sup>2</sup> (if known)			
		US-6,395,867 B1	05-28-2002	MAIGNAN	
		US-6,656,458 B1	12-02-2003	PHILIPPE et al.	

**Note: Submission of copies of U.S. Patents and published U.S. Patent Applications is not required.**

## **FOREIGN PATENT DOCUMENTS**

Examiner Initials	Cite No. <sup>1</sup>	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	Translation <sup>6</sup>
		Country Code <sup>3</sup> Number <sup>4</sup> Kind Code <sup>5</sup> (if known)				
		JP-2000-509763	8-2-2000	L'OREAL		English Counterpart
		JP-H08-217656	8-27-1996	POLO CHEM IND INC.		Abstract
		JP-2002-293719	10-9-2002	ASAHI DENKA KOGYO KK		Abstract
		JP-2003-40724	2-13-2003	CHISSO CORP.		Abstract
		JP-2002-509869	4-2-2002	L'OREAL		English Counterpart

## **NON PATENT LITERATURE DOCUMENTS**

Examiner Initials	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	Translation <sup>6</sup>
		Copy of English Abstract for JP-H08-217656.	
		Copy of English Abstract for JP-2002-293719.	
		Copy of English Abstract for JP-2003-40724.	

Examiner  
SignatureDate  
Considered

**EXAMINER:** Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.